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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/564,923	04/03/2007	Willem van Faassen	0702-060135	2318	
28289 7590 11/13/2007 THE WEBB LAW FIRM, P.C.		EXAMINER			
700 KOPPERS BUILDING			HESS, DOUGLAS A		
436 SEVENTH AVENUE PITTSBURGH, PA 15219			. ART UNIT	PAPER NUMBER	
	,		3651	3651	
•			MAIL DATE	DELIVERY MODE	
			11/13/2007	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

	Application No.	Applicant(s)			
•	10/564,923	VAN FAASSEN, WILLEM			
Office Action Summary	Examiner	Art Unit			
	Douglas A. Hess	3651			
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply					
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.  - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.  - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).					
Status					
Responsive to communication(s) filed on <u>03 Ar</u> This action is <b>FINAL</b> . 2b) ☑ This     Since this application is in condition for allowant closed in accordance with the practice under E	action is non-final.  nce except for formal matters, pro				
Disposition of Claims					
4)  Claim(s) 6-11 is/are pending in the application.  4a) Of the above claim(s) is/are withdraw  5)  Claim(s) is/are allowed.  6)  Claim(s) 6-11 is/are rejected.  7)  Claim(s) is/are objected to.  8)  Claim(s) are subject to restriction and/or  Application Papers  9)  The specification is objected to by the Examinet 10) The drawing(s) filed on 4/3/2007 is/are: a) and applicant may not request that any objection to the ore Replacement drawing sheet(s) including the correction 11) The oath or declaration is objected to by the Examinet 11.	vn from consideration.  r election requirement.  r.  ccepted or b) □ objected to by the drawing(s) be held in abeyance. See ion is required if the drawing(s) is obj	e 37 CFR 1.85(a). ected to. See 37 CFR 1.121(d).			
Priority under 35 U.S.C. § 119					
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a) All b) Some * c) None of:  1. Certified copies of the priority documents have been received.  2. Certified copies of the priority documents have been received in Application No  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  * See the attached detailed Office action for a list of the certified copies not received.					
Attachment(s)  1) Notice of References Cited (PTO-892)  2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  3) Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date 10/24/2007.	4) Interview Summary Paper No(s)/Mail Da 5) Notice of Informal Pa 6) Other: See Continua	ite atent Application			

Continuation of Attachment(s) 6). Other: USP 6,371,284 drawing sheet 1 of 2.

10/564,923 Art Unit: 3651

#### **DETAILED ACTION**

### Specification

1. The disclosure is objected to because of the following informalities: On page 2, I line 11, it appears "has tenting" should be changed to ---as tenting---.

Appropriate correction is required.

## Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 3. Claims 6-11 are rejected under 35 U.S.C. 102(b) as being anticipated by Pasch USP 6,371,284.

See the attached marked up drawing sheet 1 of 2 of Pasch depicting the claimed features.

#### **Conclusion**

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Douglas A. Hess whose telephone number is 571-272-6915. The examiner can normally be reached on M-Thurs 5:30 - 4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gene Crawford can be reached on 571-272-6911. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Douglas A Hess Primary Examiner

Art Unit 3651

DAH November 5, 2007